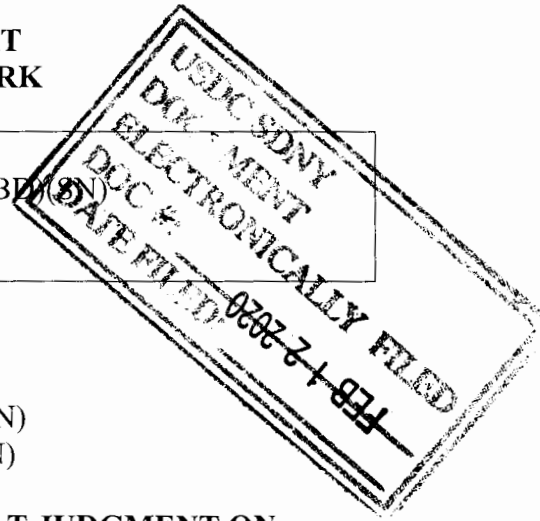


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

In re Terrorist Attacks on September 11, 2001

03 MDL 1570 (GBD)(SN)
ECF Case



This document relates to:

Ashton et al. v. al Qaeda Islamic Army, et al., 02-cv-6977 (GBD)(SN)

Bauer et al. v. al Qaeda Islamic Army, et al., 02-cv-7236 (GBD)(SN)

**CORRECTED ORDER OF PARTIAL FINAL DEFAULT JUDGMENT ON
BEHALF OF BAUER I AND BAUER II PLAINTIFFS IDENTIFIED AT EXHIBIT A**

Upon consideration of the evidence and arguments submitted by Plaintiffs identified in Exhibit A to this Order, certain Plaintiffs in *Ashton et al. v. al Qaeda Islamic Army, et al.*, 02-cv-6977 (GBD)(SN), and Plaintiffs in *Bauer et al. v. al Qaeda Islamic Army, et al.*, 02-cv-7236 (GBD)(SN), who are each a spouse, parent, child, or sibling of a victim killed in the terrorist attacks on September 11, 2001, and the Judgment by Default Against the Islamic Republic of Iran ("Iran") entered on August 31, 2015, together with the entire record in this case, and in addition to the default judgment award for compensatory and punitive damages for the pre-death conscious pain and suffering of each decedent, (*see* ECF Nos. 3226, 3229), it is hereby, it is hereby;

ORDERED that partial final judgment is entered against the Iran Defendants and on behalf of certain Plaintiffs in *Ashton et al. v. al Qaeda Islamic Army, et al.*, 02-cv-6977 (GBD)(SN), and Plaintiffs in *Bauer et al. v. al Qaeda Islamic Army, et al.*, 02-cv-7236 (GBD)(SN), as identified in the attached Exhibit A, who are each a spouse, parent, child, or sibling of individuals killed in the terrorist attacks on September 11, 2001, as indicated in the attached Exhibit A, and it is

ORDERED that the Plaintiffs identified in Exhibit A are awarded: solatium damages of \$12,500,000 per spouse, \$8,500,000 per parent, \$8,500,000 per child, and \$4,250,000 per sibling, as indicated in the attached Exhibit A; and it is

ORDERED that the Plaintiffs identified in Exhibit A are awarded prejudgment interest of 4.96 percent per annum, compounded annually, running from September 11, 2001 until the date of judgment; and it is


ORDERED that the Plaintiffs identified in Exhibit A may submit an application for punitive damages, economic damages, or other damages (to the extent such awards have not previously been ordered) at a later date consistent with any future rulings made by this Court on this issue; and it is

ORDERED that the *Bauer* Plaintiffs not appearing on Exhibit A may submit in later stages applications for solatium damages awards that will be approved on the same basis as currently approved for the Plaintiffs appearing on Exhibit A.

Dated: New York, New York

~~FEB 12 2020~~²⁰²⁰

SO ORDERED:



GEORGE B. DANIELS
United States District Judge

EXHIBIT A

Estate of	Family Member	Relationship	Solatum Award
W. David Bauer, II	Heidi Bauer Pollard	Sibling	\$4,250,000.00
Todd Beamer	Margaret Beamer	Parent	\$8,500,000.00
	Melissa Wilson	Sibling	\$4,250,000.00
	Michele Beamer-Sorenson	Sibling	\$4,250,000.00
Paul F. Beatini	Michael C. Beatini (died in 2014)	Parent	\$8,500,000.00
	Michael L. Beatini (died in 2015)	Sibling	\$4,250,000.00
Colin Bonnett	Cathyann Bonnett	Spouse	\$12,500,000.00
Thomas Bowden	Sheilah Bowden	Parent	\$8,500,000.00
Shawn E. Bowman	Jennifer J. Henry	Spouse	\$12,500,000.00
	Shawn E. Bowman, Sr.	Parent	\$8,500,000.00
Thomas Brennan	John V. Brennan	Parent	\$8,500,000.00
	John O. Brennan	Sibling	\$4,250,000.00
	Mary Elizabeth Magee	Sibling	\$4,250,000.00
John Anthony Candela	John Arthur Candela	Child	\$8,500,000.00
Edward Carlino	Lisa Torres	Child	\$8,500,000.00
Michael J. Cunningham	Bernadette T. Hayes	Sibling	\$4,250,000.00
Jack L. D'Ambrosi, Jr.	Jack L. D'Ambrosi, Sr. (Died post-9/11)	Parent	\$8,500,000.00
Patrick Danahy	Mary Danahy	Spouse	\$12,500,000.00

Estate of	Family Member	Relationship	Solatum Award
Vincenzo Gallucci	Joseph D. Gallucci	Child	\$8,500,000.00
	Filomena Grace Santorelli	Sibling	\$4,250,000.00
Linda Gronlund	Arthur G. Gronlund (Died in 2002)	Parent	\$8,500,000.00
Scott Johnson	Margaret Ann Johnson	Parent	\$8,500,000.00
Howard Kane	Holly Ann Tanz	Sibling	\$4,250,000.00
Adam Lewis	Reilly R. Lewis	Child	\$8,500,000.00
	Arthur S. Lewis	Child	\$8,500,000.00
	Caroline P. Lewis	Child	\$8,500,000.00
David Meyer	Heidi Mennona	Child	\$8,500,000.00
	Heather Vulpone	Child	\$8,500,000.00
	Dawn Meyer-Fuchs	Child	\$8,500,000.00
	Kristine Meyer	Sibling	\$4,250,000.00
Kevin Murphy	Connor J. Murphy	Child	\$8,500,000.00
	Sally Ryan	Parent	\$8,500,000.00
	Timothy F. Murphy, Jr. (Died post-9/11)	Parent	\$8,500,000.00
	Mary Elizabeth Dougherty	Sibling	\$4,250,000.00
	Timothy P. Murphy	Sibling	\$4,250,000.00
	John F. Murphy	Sibling	\$4,250,000.00
Jean Peterson	Catherine A. Stover	Child	\$8,500,000.00
	Grace P. Sherwood	Child	\$8,500,000.00

Estate of	Family Member	Relationship	Solatum Award
Steven F. Schlag	Jean Nebbia	Sibling	\$4,250,000.00
	Ellen Hughes	Sibling	\$4,250,000.00
Joseph Sisolak	Suzanne J. Penavic	Spouse	\$12,500,000.00
	Teresa Reller	Sibling	\$4,250,000.00
Michael Tanner	Kenneth C. Tanner	Sibling	\$4,250,000.00
	Nicole Tanner-D'Ambrosio	Sibling	\$4,250,000.00
	Maria Marasciulo	Sibling	\$4,250,000.00
Scott Vasel	Janyne Vasel Dembicki	Sibling	\$4,250,000.00
Alan Wisniewski	Matthew P. Wisniewski	Child	\$8,500,000.00
Kevin York	Mary E. York Peled	Sibling	\$4,250,000.00
Zisa	Phyllis A. Kelly	Sibling	\$4,250,000.00

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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IN RE:	:	
	:	
TERRORIST ATTACKS ON	:	<u>ORDER</u>
SEPTEMBER 11, 2001	:	03 MDL 1570 (GBD) (SN)
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This document relates to:

Ashton et al. v. al Qaeda Islamic Army, et al., 02 Civ. 6977 (GBD) (SN)

GEORGE B. DANIELS, United States District Judge:

Upon consideration of the evidence and arguments submitted by Plaintiffs identified in Exhibits A-1 and A-2 at ECF No. 5881, plaintiffs in *Ashton et al. v. al Qaeda Islamic Army, et al.*, 02 Civ. 6977 (GBD) (SN) ("*Ashton*"), who are each the estate of a victim killed in the terrorist attacks on September 11, 2001, and the Judgment by Default for liability only against the Islamic Republic of Iran ("Iran") entered on 08/26/2015, together with the entire record in this case, it is hereby:

ORDERED that service of process was effected upon Iran in accordance with 28 U.S.C. § 1608(a) for sovereign defendants;

ORDERED that final judgment is entered against Iran and on behalf of the Plaintiffs in *Ashton*, as identified in the attached who are each the estate of a victim killed in the terrorist attacks on September 11, 2001, who are each the estate of a victim killed in the terrorist attacks on September 11, 2001, as indicated in, as described in Exhibits A-1 and A-2;

ORDERED that Plaintiffs identified in Exhibits A-1 and A-2 are awarded: compensatory damages for decedents' pain and suffering in an amount of \$2,000,000 per estate if not previously awarded, as set forth in Exhibits A-1 and A-2;

ORDERED that Plaintiffs identified in the expert reports attached as Exhibit D to the Declaration of James P. Kreindler, Esq., dated January 14, 2020 (and identified in Exhibits A-1 and A-2), are awarded economic damages as set forth in Exhibits A-1 and A-2 and as supported by the expert reports and analyses submitted as Exhibits C and D of the Declaration of James P. Kreindler, Esq., dated January 14, 2020;

ORDERED that Plaintiffs identified in Exhibits A-1 and A-2 are awarded prejudgment interest of 4.96 percent per annum, compounded annually, running from September 11, 2001 until the date of judgment;

ORDERED that Plaintiffs identified in Exhibits A-1 and A-2 may submit an application for punitive damages, economic damages, or other damages (to the extent such awards have not previously been ordered) at a later date consistent with any future rulings made by this Court on this issue; and it is

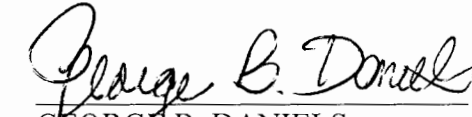
ORDERED that the remaining *Ashton* Plaintiffs not appearing on Exhibits A-1 and A-2 may submit in later stages applications for damages awards, and to the extent they are for solatium or by estates for compensatory damages for decedents' pain and suffering from the September 11, 2001 attacks, they will be approved consistent with those approved herein for other plaintiffs in this action, including the Plaintiffs appearing on Exhibits A-1 and A-2.

The Clerk of Court is directed to close the motion at ECF No. 5535 accordingly.

Dated: February 11, 2020
New York, New York

FEB 12 2020

SO ORDERED.


GEORGE B. DANIELS
United States District Judge